

*Anne*

1632

PATENT  
81476-307252

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

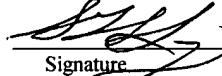
In re DIVISIONAL application of: ) Art Unit: 1632  
Steven L. WECHSLER *et al.* )  
Serial No: 10/046,491 )  
Filed: October 29, 2001 )  
For: *A HERPES SIMPLEX VIRUS TYPE 1* )  
*(HSV-1)-DERIVED VECTOR FOR SELECTIVELY* )  
*INHIBITING MALIGNANT CELLS AND FOR* )  
*EXPRESSING DESIRED TRAITS IN MALIGNANT* )  
*AND NON-MALIGNANT MAMMALIAN CELLS* )  
*(As Amended)* )

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450, on

April 2, 2004  
Date of Deposit

Seth D. Levy, Reg. No. 44,869  
Name

 4/2/2004  
Signature Date

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Non-Compliant Amendment dated March 30, 2004 which references Applicants' Amendment filed March 12, 2004, in connection with the above-referenced application, this response to which is being timely filed, attached please find a corrected "Amendment to the Claims" section for Applicants' Amendment.

The original "Amendment to the Claims" section submitted by Applicants inadvertently

failed to include a complete listing of all of the claims. This has been corrected in the attached version of the "Amendment to the Claims" section, which is believed to be in compliance with the provisions of 37 CFR 1.121.

Applicants do not believe that any fee is due in connection with this matter, but if a fee is necessary to enter the attached corrected version of the "Amendment to the Claims" section of Applicants' Amendment filed March 12, 2004, please charge any such fee to Deposit Account No. 16-1805 of the undersigned attorney's firm.

Respectfully submitted,  
PILLSBURY WINTHROP LLP

Date: April 2, 2004

By:   
Seth D. Levy  
Registration No. 44,869  
Attorney for Applicants

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Attachment: "Amendment to the Claims" section of Amendment dated March 12, 2004